

## **RESOLUTION NO. 2007-402**

Adopted by the Sacramento City Council

June 12, 2007

### **DETERMINING PROJECT EXEMPT FROM REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (5<sup>th</sup> AVENUE PROJECT P05-046)**

#### **BACKGROUND**

- A. The City of Sacramento's Environmental Planning Services has reviewed 5<sup>th</sup> Avenue Duplexes (P05-046) ("Project") and has determined the Project is exempt from review under the California Environmental Quality Act as follows:
1. The Project is exempt under the following provisions of the California Environmental Quality Act and/or Guidelines: Section 15332-Infill Development Projects.
  2. The factual basis for the finding of exemption is as follows:
    - (a) The project is consistent with the applicable General Plan designation and all applicable General Plan Policies as well as with applicable zoning designation and regulations.
    - (b) The proposed development occurs within city limits on a project site of no more than five acres substantially surrounded by urban uses.
    - (c) The project site has no value as habitat for endangered, rare, or threatened species.
    - (d) Approval of the project would not result in any significant effects relating to traffic, noise, air quality, or water quality.
    - (e) The site can be adequately served by all required utilities and public services.

#### **BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

- Section 1. The City Council has reviewed and considered the Environmental Planning Services determination of exemption and the comments received at the hearing on the Project and determines the Project is exempt from review under the California Environmental Quality Act for the reasons stated above.

Adopted by the City of Sacramento City Council on June 12, 2007 by the following vote:

Ayes: Councilmembers, Cohn, Fong, Hammond, McCarty, Pannell, Sheedy,  
Tretheway, Waters and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: None.

  
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Mayor Heather Fargo

Attest:

  
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Shirley Concolino, City Clerk